IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.1591 OF 2004

Vasant K. Jagdhane .. Petitioner

Versus

The State of Maharashtra .. Respondents

Mr.A.P.Mundergi i/b. Ganesh Gole for petitioner

Mr.K.V.Saste, A.P.P. for State.

CORAM : A.M.KHANWILKAR, J.

DATE : SEPTEMBER 15, 2004.

P.C.

1. Heard learned Counsel for the parties. I find no reason to depart from the view taken by

the Special Judge in the order dated 31st March 2004. The relevant facts have been placed on record by way of affidavit filed by Mr.Manik Bapoorao Pawar, Assistant Commissioner of Police. There is no reason to doubt the correctness of the statements made therein at this stage. The applicant has clearly abused the liberty by obtaining signatures of two prosecution witnesses Mr.Bhosale and Bacche. The justification given on behalf of the applicant is no ground for excusing the conduct of the applicant which directly interfers with the investigation of the case. Accordingly, no case for interference is made out with the order, which is questioned in this application. Hence, dismissed.

2. It is however, made clear that the liberty granted by the trial court to the applicant to apply for regular bail after the investigation is completed and charge sheet is filed is kept open.

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